THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.11522 of 2007

Dated:11.06.2007

Between:

Jamia Masjid Puppalgudda Committee.

…Petitioner

and

The District Collector and others.

…Respondents

THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.11522 of 2007

ORDER:

Jamia Masjid Puppalaguda Committee is aggrieved by the alleged inaction of respondents 1 to 4 in preventing the fifth respondent from raising illegal constructions on the land belonging to the petitioner. In this Writ Petition a writ of mandamus is sought declaring the action of respondents 1 to 4 in not protecting the Masjid as illegal and arbitrary.

At the stage of admission itself, the learned Assistant Government Pleader for Revenue (General-T) obtained instructions. He submits that the land in Survey Nos.56, 57, 58 and 60 of Puppalaguda Village is a private patta land, and the Government has no interest. In that view of the matter, the petitioner has to seek appropriate remedy against the fifth respondent in a civil Court. When there is a dispute between the petitioner and the fifth respondent, the revenue Officials cannot interfere in the matter. If the petitioner has no documentary proof in support of his claim and is able to identify the land, he may submit separate application to the concerned Officials seeking survey of the land. In this Writ Petition no relief can be granted.

The Writ Petition is accordingly dismissed. No costs.

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(V.V.S.RAO, J)

11.06.2007

vs